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## **FACSIMILE COVER SHEET**

**DATE:** February 10, 2006

**FILE NO:** ROC920010091US1 (IBMK10091)

**TO:** MAIL STOP AF  
Examiner Lawrence J. Shrader

**FAX NO:** 1-571-273-8300

**FROM:** Gero G. McClellan/Jon Stewart

**PAGE(S) with cover:** 3

**RE:**

**TITLE:** METHOD AND APPARATUS FOR DISPLAYING COMPILER-OPTIMIZED CODE

**U.S. SERIAL NO.:** 09/917,958

**FILING DATE:** July 30, 2001

**INVENTOR(S):** Barsness et al.

**EXAMINER:** Lawrence J. Shrader

**GROUP ART UNIT:** 2193

**CONFIRMATION NO.:** 9346

Attached are the following document(s) for the above-referenced application:

1. Notice of Appeal and Copy to charge Deposit Account No.: 09-0465 / ROC920010091US1.

### **CONFIDENTIALITY NOTE**

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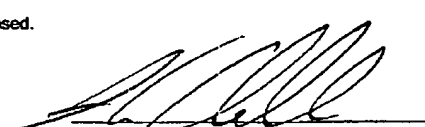
FEB 10 2006

PTO/SB/31 (04-05)

Approved for use through 07/31/2008. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Docket Number (Optional) ROC920010091US1				
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <u>February 10, 2006</u> . Signature  Typed or printed name <u>Jon Stewart</u>	In re Application of <b>Barness et al.</b> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%; padding: 2px;">Application Number 09/917,958</td> <td style="width: 40%; padding: 2px;">Filed July 30, 2001</td> </tr> </table> For <b>METHOD AND APPARATUS FOR DISPLAYING COMPILER-OPTIMIZED CODE</b> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; padding: 2px;">Art Unit 2193</td> <td style="width: 50%; padding: 2px;">Examiner Lawrence J. Shrader</td> </tr> </table>		Application Number 09/917,958	Filed July 30, 2001	Art Unit 2193	Examiner Lawrence J. Shrader
Application Number 09/917,958	Filed July 30, 2001					
Art Unit 2193	Examiner Lawrence J. Shrader					
Applicant hereby <b>appeals</b> to the Board of Patent Appeals and Interferences from the decision of the examiner.  The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) <span style="float: right;">\$ <u>500</u></span>  <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ <input type="checkbox"/> A check in the amount of the fee is enclosed. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>09-0465 / ROC920010091US1</u> . I have enclosed a duplicate copy of this sheet. <input checked="" type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.						
I am the <input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest.  See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96) <input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>44,227</u> . <input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. <u>        </u>	<div style="text-align: center;">             Signature  <u>Gero G. McClellan</u>            Type or printed name   <u>713-623-4844</u>            Telephone number   <u>February 10, 2006</u>            Date         </div>					
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.						

☐ \*Total of 1 forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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